

IN THE CLAIMS

The following is a complete listing of the claims. This listing replaces all earlier versions and listings of the claims.

Claims 1-21 (canceled)

Claim 22 (currently amended): An image capture apparatus that communicates with ~~[[a]]~~ an external recording apparatus using a wireless communication unit, ~~[[the]]~~ said image capture apparatus comprising:

an image capture unit adapted to capture a digital image; ~~[[and]]~~

a recording unit adapted to record the digital image captured by ~~[[the]]~~ said image capture unit on a recording medium~~[[,]]~~; and

a control unit adapted to judge whether or not the digital image recorded on the recording medium is already recorded in the external recording apparatus,

wherein said control unit automatically transmits the digital image recorded on the recording medium to the external recording apparatus if it is judged that the digital image recorded on the recording medium is not already recorded in the external recording apparatus,
and

wherein said control unit avoids transmitting the digital image recorded on the recording medium to the external recording apparatus if it is judged that the digital image recorded on the recording medium is already recorded in the external recording apparatus.

~~wherein the image capture apparatus has an operation mode of automatically transmitting a digital image which is not recorded in the recording apparatus to the recording apparatus and determining whether or not to avoid reproducing a digital image which is already recorded in the recording apparatus from the recording medium.~~

Claim 23 (currently amended): An image capture apparatus that communicates with ~~[[a]]~~ an external recording apparatus using a wireless communication unit, ~~[[the]]~~ said image capture apparatus comprising:

an image capture unit adapted to capture a digital image; ~~[[and]]~~

a recording unit adapted to record the digital image captured by ~~[[the]]~~ said image capture unit on a recording medium~~[[,]]~~ ; and

a control unit adapted to judge whether or not the digital image recorded on the recording medium is already recorded in the external recording apparatus,

wherein said control unit automatically transmits the digital image recorded on the recording medium to the external recording apparatus if it is judged that the digital image recorded on the recording medium is not already recorded in the external recording apparatus,
and

wherein said control unit deletes the digital image recorded on the recording medium from the recording medium if it is judged that the digital image recorded on the recording medium is already recorded in the external recording apparatus.

~~wherein the image capture apparatus has an operation mode of automatically transmitting a digital image which is not recorded in the recording apparatus to the recording~~

~~apparatus and determining whether or not to delete a digital image which is already recorded in the recording apparatus from the recording medium.~~

Claim 24 (previously presented): An apparatus according to claim 22, wherein the image communication apparatus includes a camera.

Claim 25 (currently amended): A method ~~being used in an operation mode of~~ performed by an image ~~communication~~ capture apparatus, the image ~~communication~~ capture apparatus communicates with ~~[[a]]~~ an external recording apparatus using a wireless communication unit and includes an image capture unit adapted to capture a digital image and a recording unit adapted to record the digital image ~~generated~~ captured by the image ~~generation~~ capture unit on a recording medium, ~~[[the]]~~ said method comprising steps of:

~~automatically transmitting a digital image which is not recorded in the recording apparatus to the recording apparatus; and~~

~~determining whether or not to avoid reproducing a digital image which is already recorded in the recording apparatus from the recording medium~~

~~judging whether or not the digital image recorded on the recording medium is already recorded in the external recording apparatus; and~~

~~automatically transmitting the digital image recorded on the recording medium to the external recording apparatus if it is judged that the digital image recorded on the recording medium is not already recorded in the external recording apparatus.~~

wherein the digital image recorded on the recording medium is not transmitted to the external recording apparatus if it is judged that the digital image recorded on the recording medium is already recorded in the external recording apparatus.

Claim 26 (currently amended): A method ~~being used in an operation mode of performed by~~ an image ~~communication~~ capture apparatus, the image ~~communication~~ capture apparatus communicates with ~~[[a]]~~ an external recording apparatus using a wireless communication unit, and includes an image capture unit adapted to capture a digital image and a recording unit adapted to record the digital image captured by the image capture unit on a recording medium, ~~[[the]]~~ said method comprising steps of:

~~automatically transmitting a digital image which is not recorded in the recording apparatus to the recording apparatus; and~~

~~determining whether or not to delete a digital image which is already recorded in the recording apparatus from the recording medium~~

judging whether or not the digital image recorded on the recording medium is already recorded in the external recording apparatus;

automatically transmitting the digital image recorded on the recording medium to the external recording apparatus if it is judged that the digital image recorded on the recording medium is not already recorded in the external recording apparatus, and

deleting the digital image recorded on the recording medium from the recording medium if it is judged that the digital image recorded on the recording medium is already recorded in the external recording apparatus.

Claim 27 (previously presented): An apparatus according to claim 23, wherein the image communication apparatus includes a camera.

Claim 28 (previously presented): A method according to claim 25, wherein the image communication apparatus includes a camera.

Claim 29 (previously presented): A method according to claim 26, wherein the image communication apparatus includes a camera.

Claims 30-33 (canceled)